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8 UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
9 AT SEATTLE

10 STATE OF WASHINGTON,
11 Plaintiff,

12 v.

13 MOTEL 6 OPERATING LP,
14 Defendant.

CASE NO. C18-337-MJP

ORDER DENYING STATE OF
WASHINGTON'S MOTION FOR
ATTORNEYS' FEES


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16 THIS MATTER comes before the Court on the State of Washington's Motion for
17 Attorneys' Fees. (Dkt. No. 19.) Having reviewed the Motion, the Response (Dkt. No. 23), the
18 Reply (Dkt. No. 25) and all related papers, the Court DENIES the Motion. While Motel 6 failed
19 to establish either that it was "acting under" a federal officer or that it had a colorable federal
20 defense so as to justify a federal forum under 28 U.S.C. § 1442, the Court does not find that its
21 grounds for removal were so objectively unreasonable so as to warrant fees under 28 U.S.C. §
22 1447(c). Nor does the Court find that Motel 6 sought to remove this case "for the purpose of
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1 prolonging litigation and imposing costs on the opposing party.” Martin v. Franklin Capital
2 Corp., 546 U.S. 132, 140 (2005).

3 Washington’s Motion for Attorneys’ Fees is DENIED.

4 The clerk is ordered to provide copies of this order to all counsel.

5 Dated June 28, 2018.

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8 Marsha J. Pechman
United States District Judge
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